

No. 15

MICHIGAN SENATE

DAILY CALENDAR

THURSDAY, FEBRUARY 14, 2008
10:00 a.m.

MOTIONS

1

SB 43 Sen. Gleason
Torts; product liability; immunity from liability for drugs that have been approved by federal food and drug administration; rescind.
Amends sec. 2946 of 1961 PA 236 (MCL 600.2946).
Motion to discharge Committee on Judiciary pending.

2

HB 4044 Rep. Simpson
Torts; product liability; immunity from liability for drugs that have been approved by federal food and drug administration; rescind.
Amends sec. 2946 of 1961 PA 236 (MCL 600.2946).
Motion to discharge Committee on Judiciary pending.

MESSAGES FROM THE GOVERNOR

3

SB 436 Sen. Jelinek
Appropriations; supplemental; multidepartment supplemental for fiscal year 2007; provide for.
Creates appropriation act.
Approved by Governor, with line item vetoed, Wednesday, June 6, 2007.
For veto message, see Senate Journal No. 57 of 2007, page 847.
Vetoed line item pending.

4

SB 222 Sen. Brown
Appropriations; agriculture; department of agriculture; provide for fiscal year 2007-2008.
Creates appropriation act.
Approved by Governor, with line items vetoed, Wednesday, October 31, 2007.
For veto message, see Senate Journal No. 116 of 2007, page 2121.
Vetoed line items pending.

5

SB 229 Sen. Pappageorge
Appropriations; general government; appropriations for certain state departments and agencies; provide for fiscal year 2007-2008.
Creates appropriation act.
Approved by Governor, with line items vetoed, Wednesday, October 31, 2007.
For veto message, see Senate Journal No. 116 of 2007, page 2122.
Vetoed line items pending.

MESSAGES FROM THE GOVERNOR

6

SB 232 Sen. Hardiman
Appropriations; human services; department of human services; provide for fiscal year 2007-2008.
Creates appropriation act.
Approved by Governor, with line items vetoed, Wednesday, October 31, 2007.
For veto message, see Senate Journal No. 116 of 2007, page 2122.
Vetoed line items pending.

7

SB 238 Sen. Garcia
Appropriations; state police; department of state police; provide for fiscal year 2007-2008.
Creates appropriation act.
Approved by Governor, with line items vetoed, Wednesday, October 31, 2007.
For veto message, see Senate Journal No. 116 of 2007, page 2123.
Vetoed line items pending.

8

SB 240 Sen. Hardiman
Appropriations; transportation; department of transportation; provide for fiscal year 2007-2008.
Creates appropriation act.
Approved by Governor, with line items vetoed, Wednesday, October 31, 2007.
For veto message, see Senate Journal No. 116 of 2007, page 2123.
Vetoed line items pending.

MESSAGES FROM THE HOUSE

9

SB 53 Sen. Whitmer
Income tax; city; contributions to a city for specified purposes; provide for check-off option.
Amends 1964 PA 284 (MCL 141.501 - 141.787) by adding sec. 10 to ch. 1 & sec. 36 to ch. 2.
I.E. House, August 21, 2007.
Returned from House with House substitute (H-1), Wednesday, August 22, 2007; laid over under the rules.
Committee recommended I.E.

MESSAGES FROM THE HOUSE

10

HB 4120 Rep. Bauer

Income tax; city; contributions to a city for specified purposes; provide for check-off option.

Amends 1964 PA 284 (MCL 141.501 - 141.787) by adding sec. 10 to ch. 1 & sec. 36 to ch. 2.

I.E. House, February 27, 2007.

I.E. Senate, March 28, 2007.

Returned from House with House substitute (H-1) to Senate substitute (S-2), Wednesday, August 22, 2007; laid over under the rules.

11

SB 511 Sen. Jelinek

Appropriations; supplemental; multidepartment supplemental for fiscal year 2007; provide for.

Creates appropriation act.

I.E. House, November 6, 2007.

Returned from House with House substitute (H-3), Wednesday, November 7, 2007; laid over under the rules.

12

HB 4507 Rep. Ward

Elections; scheduling; school board elections; require to be held in November.

Amends secs. 302 & 644g of 1954 PA 116 (MCL 168.302 & 168.644g) & adds sec. 642c.

Returned from House with House substitute (H-2) to Senate substitute (S-6) Tuesday, November 27, 2007; laid over under the rules.

13

SB 388 Sen. Cassis

State; escheats; application of unclaimed property act to gift cards; clarify.

Amends secs. 2 & 15 of 1995 PA 29 (MCL 567.222 & 567.235).

I.E. House, November 28, 2007.

Returned from House with House substitute (H-2), Thursday, November 29, 2007; laid over under the rules.

Committee recommended I.E.

14

SB 868 Sen. Kuipers

Retirement; legislative; graded premium for new legislators; provide for.

Amends secs. 50b, 75 & 79 of 1957 PA 261 (MCL 38.1050b et seq.) & adds sec. 79a.

I.E. House, December 13, 2007.

Returned from House with House substitute (H-1), Thursday, December 27, 2007; laid over under the rules. Committee recommended I.E.

MESSAGES FROM THE HOUSE

15

SB 92 Sen. Basham

Environmental protection; permits; liquid industrial waste; exempt fats used to produce fuels.

Amends secs. 12101, 12102, 12103, 12105, 12107, 12111, 12112 & 12113 of 1994 PA 451 (MCL 324.12101 et seq.).

I.E. House, January 16, 2008.

Returned from House with House substitute (H-1), Thursday, January 17; laid over under the rules.

Committee recommended I.E.

THIRD READING OF BILLS

16

SB 591 Sen. Kuipers

Torts; product liability; liability of successor corporation for asbestos claims; enact limits.

Amends 1961 PA 236 (MCL 600.101 - 600.9947) by adding ch. 30.

Reported by Committee on Judiciary.

Senate substitute (S-3).

For Senate amendment, see Senate Journal No. 8, page 110.

Committee recommended I.E.

17

HB 4246 Rep. Steil

Local government; intergovernmental affairs; intergovernmental transfers of functions and responsibilities; revise contents of contracts.

Amends sec. 4 of 1967 (Ex Sess) PA 8 (MCL 124.534).

I.E. House, May 25, 2007.

House substitute (H-2).

Reported by Committee on Local, Urban and State Affairs.

Senate substitute (S-1).

Committee recommended I.E.

Defeated, Wednesday, September 12, 2007; motion to reconsider vote pending.

18

HB 4266 Rep. Opsommer

Local government; intergovernmental affairs; intergovernmental transfers of employees and responsibilities; revise contents of contracts.

Amends sec. 5 of 1967 (Ex Sess) PA 7 (MCL 124.505).

I.E. House, May 25, 2007.

House substitute (H-2).

Reported by Committee on Local, Urban and State Affairs.

Senate substitute (S-1).

Committee recommended I.E.

THIRD READING OF BILLS

19

SB 559 Sen. Kuipers

Administrative procedure; rules; cost benefit analysis regarding departmental rule change; require as part of the request for rule-making.

Amends sec. 39 of 1969 PA 306 (MCL 24.239).

Reported by Committee on Government Operations and Reform.

Senate substitute (S-1).

For Senate amendment, see Senate Journal No. 66 of 2007, page 995.

Committee recommended I.E.

20

HB 4506 Rep. Ward

Elections; school; technical amendments to revised school code concerning school board elections; provide for. Amends secs. 4, 5 & 614 of 1976 PA 451 (MCL 380.4 et seq.).

I.E. House, May 22, 2007.

Returned from House as requested, Tuesday, January 22.

Motion to suspend rules pending.

21

SB 955 Sen. Richardville

Criminal procedure; sentencing guidelines; sentencing guidelines for crime of damaging or destroying a war memorial monument; establish.

Amends sec. 16s, ch. XVII of 1927 PA 175 (MCL 777.16s).

Reported by Committee on Judiciary.

Senate substitute (S-1).

Committee recommended I.E.

22

SB 865 Sen. Sanborn

Civil procedure; statute of limitations; statute of limitations and statute of repose for actions against architects, engineers, and construction contractors; revise.

Amends secs. 5805 & 5839 of 1961 PA 236 (MCL 600.5805 & 600.5839).

Reported by Committee on Judiciary.

Senate substitute (S-3).

Committee recommended I.E.

23

HB 4650 Rep. Condino

Civil procedure; other; uniform foreign-country money judgments recognition act; create.

Creates new act & repeals 1967 PA 191 (MCL 691.1151 - 691.1159).

I.E. House, June 19, 2007.

Reported by Committee on Judiciary.

Senate substitute (S-1).

Committee recommended I.E.

THIRD READING OF BILLS

24

SB 192 Sen. Barcia

Labor; fair employment practices; job security for returning military personnel; provide for, and provide remedies for noncompliance.

Amends sec. 3 of 1955 PA 133 (MCL 32.273).

Reported by Committee on Commerce and Tourism. Senate substitute (S-1).

For Senate amendments, see Senate Journal No. 14, page 189.

Committee recommended I.E.

GENERAL ORDERS

25

SB 275 Sen. Whitmer

Courts; juries; exemption for nursing mothers from jury duty; provide for.

Amends sec. 1307a of 1961 PA 236 (MCL 600.1307a).

Reported by Committee on Judiciary.

Committee recommended I.E.

26

SB 471 Sen. Allen

Liquor; licenses; application process for on-premises or quota license when unavailable in jurisdiction; clarify.

Amends sec. 521a of 1998 PA 58 (MCL 436.1521a).

Reported by Committee on Economic Development and Regulatory Reform.

Committee recommended I.E.

27

HB 4597 Rep. Gillard

Natural resources; hunting; promotion of; provide for on department of natural resources controlled land.

Amends sec. 504 of 1994 PA 451 (MCL 324.504).

I.E. House, May 3, 2007.

House substitute (H-1).

Reported by Committee on Natural Resources and Environmental Affairs.

Committee recommended I.E.

28

SB 282 Sen. Thomas

Education; curricula; physical education requirement; revise.

Amends sec. 1502 of 1976 PA 451 (MCL 380.1502).

Reported by Committee on Health Policy.

Senate substitute (S-1).

Committee recommended I.E.

29

HB 5151 Rep. Bieda

Single business tax; other; sourcing of receipts for mortgage companies; clarify.

Amends sec. 53 of 1975 PA 228 (MCL 208.53).

I.E. House, October 11, 2007.

House substitute (H-1).

Reported by Committee on Finance.

Committee recommended I.E.

GENERAL ORDERS

30

SB 364 Sen. Jacobs

Economic development; commercial redevelopment; corridor improvement authority act; modify.

Amends secs. 2, 5, 6, 9, 18, 20, 22, 23 & 27 of 2005 PA 280 (MCL 125.2872 et seq.).

Reported by Committee on Economic Development and Regulatory Reform.

Senate substitute (S-4).

Committee recommended I.E.

31

HB 5100 Rep. Mayes

Economic development; renaissance zones; renewable energy facility; include agricultural crops in definition.

Amends sec. 3 of 1996 PA 376 (MCL 125.2683).

I.E. House, October 3, 2007.

For House amendment, see House Journal No. 82 of 2007, page 1379.

Reported by Committee on Economic Development and Regulatory Reform.

Senate substitute (S-1).

Committee recommended I.E.

32

HB 4220 Rep. Espinoza

Public employees and officers; ethics; school board member volunteer service in school district; allow under certain conditions.

Amends sec. 3 of 1978 PA 566 (MCL 15.183).

I.E. House, March 8, 2007.

House substitute (H-1).

Reported by Committee on Education.

Senate substitute (S-1).

Committee recommended I.E.

33

HB 5034 Rep. Sheltroun

Agriculture; fertilizer; "agricultural use"; define.

Amends sec. 8501 of 1994 PA 451 (MCL 324.8501).

I.E. House, October 18, 2007.

Reported by Committee on Agriculture.

Senate substitute (S-1).

Committee recommended I.E.

34

HB 5035 Rep. Mayes

Agriculture; fertilizer; approval for ordinance regarding use of agricultural fertilizer; require by Michigan commission of agriculture.

Amends sec. 8517 of 1994 PA 451 (MCL 324.8517).

I.E. House, October 18, 2007.

Reported by Committee on Agriculture.

Committee recommended I.E.

35

SB 385 Sen. Barcia

Public utilities; electric utilities; requirement for utilities to produce a certain portion of electricity for sale through renewable sources; provide for.

Creates new act.

Committee on Energy Policy and Public Utilities discharged, Tuesday, December 4, 2007.

GENERAL ORDERS

36

SB 212 Sen. Birkholz

Natural resources; Great Lakes; Great Lakes-St. Lawrence river basin water resources compact; ratify.

Amends 1994 PA 451 (MCL 324.101 - 324.90106) by adding pt. 342.

Reported by Committee on Natural Resources and Environmental Affairs.

Senate substitute (S-6).

Committee recommended I.E.

37

SB 858 Sen. Van Woerkom

Natural resources; Great Lakes; Great Lakes-St. Lawrence river basin water resources compact; amend safe drinking water act to implement.

Amends sec. 4 of 1976 PA 399 (MCL 325.1004).

Reported by Committee on Natural Resources and Environmental Affairs.

Senate substitute (S-2).

Committee recommended I.E.

38

SB 170 Sen. Clark-Coleman

Children; guardians; relative guardianship assistance act; establish.

Creates new act.

Reported by Committee on Families and Human Services.

Senate substitute (S-2).

Committee recommended I.E.

39

HB 5143 Rep. Sheltroun

Military affairs; other; reference to "Michigan emergency volunteers"; revise to "Michigan homeland security volunteers".

Amends sec. 251 of 1967 PA 150 (MCL 32.651).

I.E. House, October 9, 2007.

Reported by Committee on Homeland Security and Emerging Technologies.

Committee recommended I.E.

40

SB 427 Sen. Kuipers

Public utilities; electric utilities; procedure for access to future capacity and energy needs; create.

Amends title & sec. 6j of 1939 PA 3 (MCL 460.6j) & adds sec. 6q.

Committee on Energy Policy and Public Utilities discharged, Thursday, January 24.

41

SB 947 Sen. Patterson

Public utilities; other; 21st century energy plan; provide for.

Amends sec. 10q of 1939 PA 3 (MCL 460.10q); adds secs. 10dd, 10ee, 10ff & 11 & repeals sec. 11 of 1939 PA 3 (MCL 460.11).

Committee on Energy Policy and Public Utilities discharged, Thursday, January 24.

GENERAL ORDERS

42

SB 1000 Sen. Birkholz

State financing and management; purchasing; requirement for state to purchase a certain percentage of renewable energy; provide for.

Amends 1984 PA 431 (MCL 18.1101 - 18.1594) by adding sec. 257.

Committee on Energy Policy and Public Utilities discharged, Thursday, January 24.

43

SB 1040 Sen. Kahn

Income tax; credit; credit for residential use of a qualified energy program; provide for.

Amends 1967 PA 281 (MCL 206.1 - 206.532) by adding sec. 253.

Committee on Energy Policy and Public Utilities discharged, Thursday, January 24.

44

SB 1041 Sen. Richardville

Public utilities; consumer services; "green energy" programs; require electric suppliers to provide option to customers.

Amends 1939 PA 3 (MCL 460.1 - 460.10cc) by adding sec. 10dd.

Committee on Energy Policy and Public Utilities discharged, Thursday, January 24.

45

SB 843 Sen. Sanborn

Labor; health and safety; promulgation of rules regarding workplace ergonomics; prohibit.

Amends 1974 PA 154 (MCL 408.1001 - 408.1094) by adding sec. 17.

Reported by Committee on Economic Development and Regulatory Reform.

Committee recommended I.E.

46

HB 4684 Rep. Accavitti

Liquor; other; serving alcohol to an individual who is visibly intoxicated; clarify.

Amends secs. 707, 801, 901, 906, 1015 & 1025 of 1998 PA 58 (MCL 436.1707 et seq.).

I.E. House, June 19, 2007.

Reported by Committee on Economic Development and Regulatory Reform.

Senate substitute (S-4).

Committee recommended I.E.

47

SB 1038 Sen. Cassis

Business tax; other; technical amendments to definition of gross receipts; provide for.

Amends sec. 111 of 2007 PA 36 (MCL 208.1111).

Reported by Committee on Finance.

Senate substitute (S-2).

Committee recommended I.E.

GENERAL ORDERS

48

SB 1053 Sen. Richardville

Business tax; other; elect to include certain person in the combined filing of a unity business group; allow.

Amends sec. 511 of 2007 PA 36 (MCL 208.1511).

Reported by Committee on Finance.

Senate substitute (S-1).

Committee recommended I.E.

49

SB 1054 Sen. Pappageorge

Business tax; other; definition of business activity and business income; clarify for partnerships and exclude income not related to a trade or business.

Amends sec. 105 of 2007 PA 36 (MCL 208.1105).

Reported by Committee on Finance.

Senate substitute (S-1).

Committee recommended I.E.

50

SB 1058 Sen. Kahn

Business tax; other; relief during transition period for penalties associated with the payment of estimated taxes; provide for.

Amends sec. 501 of 2007 PA 36 (MCL 208.1501).

Reported by Committee on Finance.

Senate substitute (S-1).

Committee recommended I.E.

51

SB 948 Sen. Hunter

Housing; housing development authority; refinancing program; allow housing development authority to offer.

Amends sec. 44 of 1966 PA 346 (MCL 125.1444).

Reported by Committee on Banking and Financial Institutions.

Senate substitute (S-1).

Committee recommended I.E.

52

SB 950 Sen. Clarke

Housing; housing development authority; recapture tax fund; establish.

Amends 1966 PA 346 (MCL 125.1401 - 125.1499c) by adding sec. 24f.

Reported by Committee on Banking and Financial Institutions.

Senate substitute (S-1).

Committee recommended I.E.

53

SB 951 Sen. Thomas

Housing; housing development authority; financing for purchase of certain existing single-family residences; expand to include refinancing.

Amends sec. 1 of 1966 PA 346 (MCL 125.1401).

Reported by Committee on Banking and Financial Institutions.

Senate substitute (S-1).

Committee recommended I.E.

GENERAL ORDERS

54

HB 5443 Rep. Tobocman

Housing; housing development authority; waiver for bonds issued to refinance single family homes; provide for. Amends sec. 32a of 1966 PA 346 (MCL 125.1432a).

I.E. House, December 4, 2007.

House substitute (H-1).

Reported by Committee on Banking and Financial Institutions.

Senate substitute (S-1).

Committee recommended I.E.

55

HB 5446 Rep. Scott

Housing; housing development authority; limitation on aggregate principal amount of notes and bonds; extend issuance date.

Amends sec. 32 of 1966 PA 346 (MCL 125.1432).

I.E. House, December 4, 2007.

Reported by Committee on Banking and Financial Institutions.

Senate substitute (S-1).

Committee recommended I.E.

56

SB 1076 Sen. Cropsey

Economic development; downtown development authorities; issuance of qualified refunding obligations; revise.

Amends sec. 1 of 1975 PA 197 (MCL 125.1651).

Reported by Committee on Commerce and Tourism.

Committee recommended I.E.

57

SB 291 Sen. Kahn

Crimes; definitions; gang felony crimes; create.

Amends 1931 PA 328 (MCL 750.1 - 750.568) by adding sec. 411u.

Reported by Committee on Judiciary.

Senate substitute (S-2).

Committee recommended I.E.

58

SB 292 Sen. Kahn

Criminal procedure; sentencing guidelines; sentencing guidelines for gang felonies; enact.

Amends sec. 16t, ch. XVII of 1927 PA 175 (MCL 777.16t).

Reported by Committee on Judiciary.

Committee recommended I.E.

59

SB 660 Sen. Jansen

Criminal procedure; sentencing guidelines; gang activity; prohibit and provide penalties.

Amends 1931 PA 328 (MCL 750.1 - 750.568) by adding sec. 411u.

Reported by Committee on Judiciary.

Senate substitute (S-3).

Committee recommended I.E.

GENERAL ORDERS

60

SB 661 Sen. Jansen

Criminal procedure; sentencing guidelines; sentencing guidelines for crimes involving gangs; enact, and assign 50 points under offense variable 13 under certain circumstances.

Amends secs. 16t & 43, ch. XVII of 1927 PA 175 (MCL 777.16t & 777.43).

Reported by Committee on Judiciary.

Senate substitute (S-1).

Committee recommended I.E.

RESOLUTIONS

61

SCR 22 Sen. Bishop

A concurrent resolution to request the State Officers Compensation Commission to recommend a 5 percent reduction in salaries of the members of the Legislature, the Governor, the Lieutenant Governor, the Attorney General, and the Secretary of State the next time the commission meets and to urge the commission to ensure that none of its future recommendations exceed the average increase in state employee pay.

Returned from House with House substitute (H-5), Tuesday, January 22; laid over under the rules.

Adoption pending.

COMMITTEE REPORTS

62

HB 5032 Rep. Byrum

Land use; zoning and growth management; zoning enabling act; make corrective and technical revisions.

Amends secs. 102, 103, 202, 208, 301, 401, 601, 604, 606 & 702 of 2006 PA 110 (MCL 125.3102 et seq.).

I.E. House, December 5, 2007.

House substitute (H-3).

Reported by Committee on Local, Urban and State Affairs.

Senate substitute (S-2).

Committee recommended I.E.

Refer to Committee of the Whole pursuant to Rule 3.701.

SCHEDULED MEETINGS

Appropriations -**Subcommittees -**

Capital Outlay - Thursday, February 14, 9:00 a.m., House Appropriations Room, 3rd Floor, Capitol Building (373-8080)

SCHEDULED MEETINGS

Community Colleges - Friday, February 22, 2:00 p.m., Mid Michigan Community College, 5805 E. Pickard, Mt. Pleasant; Monday, February 25, 1:30 p.m., Grand Rapids Community College, Main Building, 5th Floor, Board Room, 143 Bostwick, NE, Grand Rapids; and Wednesday, March 12, 9:00 a.m., Senate Appropriations Room, 3rd Floor, Capitol Building (373-2768)

Community Health Department - Thursdays, February 14, February 21 and February 28, 1:00 p.m., and March 13, 2:00 p.m., Senate Hearing Room, Ground Floor, Boji Tower (373-2768)

Environmental Quality Department - Wednesdays, February 20, February 27, March 5 and March 12, 12:00 noon, Senate Appropriations Room, 3rd Floor, Capitol Building (373-2768)

Higher Education - Tuesday, February 19, 1:00 p.m., Michigan State University, Radiology Building, 184 Service Road, East Lansing; Friday, February 22, 10:30 a.m., Alma College, Tyler-Van Dusen Campus Center, 614 W. Superior Street, Alma; Monday, February 25, 10:00 a.m., Grand Valley State University, Cook-DeVos Center for Health Sciences, 301 Michigan Street NE, Grand Rapids; and Monday, March 3, 10:00 a.m., University of Michigan-Dearborn, Professional Education Center, 4901 Evergreen Road, Dearborn (373-2768)

Judiciary and Corrections - Wednesdays, February 20, February 27, March 5 and March 12, 3:00 p.m., Rooms 402 and 403, Capitol Building (373-2768)

SCHEDULED MEETINGS

K-12, School Aid, Education - Tuesdays, February 19, February 26, March 4 and March 11, 2:00 p.m., Senate Appropriations Room, 3rd Floor, Capitol Building (373-2768)

Natural Resources Department - Wednesday, February 20, 8:30 a.m., and Tuesdays, February 26 and March 11, 12:00 noon or later immediately following session, Room 405, Capitol Building (373-2768)

Retirement - Tuesday, February 19, 12:00 noon, Rooms 402 and 403, Capitol Building (373-2768)

State Police and Military Affairs - Thursday, February 14, 9:00 a.m., Rooms 402 and 403, Capitol Building (373-2768)

Economic Development and Regulatory Reform - Thursday, February 14, 12:00 noon, Room 100, Farnum Building (373-7670) (CANCELED)

Education - Thursday, February 14, 2:30 p.m., Room 110, Farnum Building (373-6920)

Finance - Thursday, February 14, 11:00 a.m. or later immediately following session, Room 110, Farnum Building (373-1758)

Legislative Commission on Government Efficiency - Thursday, February 14, 11:30 a.m., Senate Appropriations Room, 3rd Floor, Capitol Building (373-0212)

BILLS IN CONFERENCE

Bill No.	Brief Title	Conferees		Report Agreed to	
		Senate	House	Senate	House
SB 220	Appropriations; zero budget; supplemental appropriations; provide for fiscal year 2006-2007.	Bishop Jelinek Switalski	Tobocman Cushingberry Acciavatti		